

//CV56805

JS 44C/SDNY
REV. 5/2010

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

PLAINTIFFS	DEFENDANTS
Securities Investor Protection Corporation	Bernard L. Madoff Investment Securities LLC
ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)	ATTORNEYS (IF KNOWN)
Covington & Burling LLP, 620 Eighth Avenue New York, New York 10018; (212) 841-1000 [For Appellant]	Baker & Hostetler LLP, 45 Rockefeller Plaza New York, New York 10111 [For Trustee]
CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE) (DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)	
28 U.S.C. 158; Appeal of an Order Granting Trustee's Motion to Affirm Trustee's Determinations Denying Claims	
Has this or a similar case been previously filed in SDNY at any time? No? <input checked="" type="checkbox"/> Yes? <input type="checkbox"/> Judge Previously Assigned	
If yes, was this case Vol. <input type="checkbox"/> Invol. <input type="checkbox"/> Dismissed. No <input type="checkbox"/> Yes <input type="checkbox"/> If yes, give date _____ & Case No. _____	
(PLACE AN [x] IN ONE BOX ONLY)	NATURE OF SUIT 08-1789 #42dd

ACTIONS UNDER STATUTES

	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
CONTRACT	PERSONAL INJURY	PERSONAL INJURY		
[] 110 INSURANCE	[] 310 AIRPLANE	[] 362 PERSONAL INJURY - MED MALPRACTICE	[] 610 AGRICULTURE	[] 400 STATE REAPPORTIONMENT
[] 120 MARINE	[] 315 AIRPLANE PRODUCT LIABILITY	[] 365 PERSONAL INJURY PRODUCT LIABILITY	[] 620 OTHER FOOD & DRUG	[] 410 ANTITRUST
[] 130 MILLER ACT	[] 320 ASSAULT, LIBEL & SLANDER	[] 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY	[] 625 DRUG RELATED SEIZURE OF PROPERTY	[] 430 BANKS & BANKING
[] 140 NEGOTIABLE INSTRUMENT	[] 330 FEDERAL EMPLOYERS' LIABILITY		[] 630 LIQUOR LAWS	[] 450 COMMERCE
[] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	[] 340 MARINE LIABILITY		[] 640 RR & TRUCK	[] 460 DEPORTATION
[] 151 MEDICARE ACT	[] 350 MOTOR VEHICLE	[] 370 OTHER FRAUD	[] 650 AIRLINE REGS	[] 470 RACKETEER INFLUENCED & CORRUPT ORGANIZATION ACT (RICO)
[] 152 RECOVERY OF DEFAULTED STUDENT LOANS (EXCL VETERANS)	[] 355 MOTOR VEHICLE	[] 371 TRUTH IN LENDING	[] 660 OCCUPATIONAL SAFETY/HEALTH	[] 480 CONSUMER CREDIT
	[] 360 OTHER PERSONAL INJURY	[] 380 OTHER PERSONAL PRODUCT LIABILITY	[] 690 OTHER	[] 490 CABLE/SATELLITE TV
[] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS		[] 385 PROPERTY DAMAGE PRODUCT LIABILITY		[] 510 SELECTIVE SERVICE
[] 180 STOCKHOLDERS SUITS				[] 520 SECURITIES/ COMMODITIES/ EXCHANGE
[] 190 OTHER CONTRACT				[] 530 CUSTOMER CHALLENGE
[] 195 CONTRACT PRODUCT LIABILITY				[] 540 12 USC 3410
[] 196 FRANCHISE				[] 550 OTHER STATUTORY ACTIONS
	ACTIONS UNDER STATUTES			[] 560 AGRICULTURAL ACTS
REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS		[] 570 ECONOMIC STABILIZATION ACT
				[] 580 ENVIRONMENTAL MATTERS
[] 210 LAND CONDEMNATION	[] 441 VOTING	[] 510 MOTIONS TO VACATE SENTENCE	[] 590 FAIR LABOR STANDARDS ACT	[] 591 DETERMINATION UNDER EQUAL ACCESS TO JUSTICE
[] 220 FORECLOSURE	[] 442 EMPLOYMENT		[] 600 LABOR/MGMT RELATIONS	[] 592 CONSTITUTIONALITY OF STATE STATUTES
[] 230 RENT LEASE & EJECTMENT	[] 443 HOUSING/ ACCOMMODATIONS		[] 610 LABOR/MGMT REPORTING & DISCLOSURE ACT	
[] 240 TORTS TO LAND	[] 444 WELFARE		[] 620 RAILWAY LABOR ACT	[] 593 ENERGY ALLOCATION ACT
[] 245 TORT PRODUCT LIABILITY	[] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT	[] 530 HABEAS CORPUS	[] 630 OTHER LABOR LITIGATION	[] 594 INFORMATION ACT
[] 290 ALL OTHER REAL PROPERTY	[] 446 AMERICANS WITH DISABILITIES - OTHER	[] 535 DEATH PENALTY	[] 640 IRS-THIRD PARTY	[] 595 APPEAL OF FEE DETERMINATION
		[] 540 MANDAMUS & OTHER	[] 650 HABEAS CORPUS- ALIEN DETAINEE	[] 596 UNDER EQUAL ACCESS TO JUSTICE
		[] 550 CIVIL RIGHTS	[] 660 OTHER IMMIGRATION ACTIONS	
		[] 555 PRISON CONDITION		
		[] 440 OTHER CIVIL RIGHTS		

Check if demanded in complaint: CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.?
IF SO, STATE:

DEMAND \$ _____ OTHER _____

JUDGE Cote

DOCKET NUMBER 11-cv-5683

Check YES only if demanded in complaint
JURY DEMAND: YES NO

NOTE: Please submit at the time of filing an explanation of why cases are deemed related.

(PLACE AN X IN ONE BOX ONLY)

<input checked="" type="checkbox"/> 1 Original Proceeding	<input type="checkbox"/> 2a. Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from (Specify District)	<input type="checkbox"/> 6 Multidistrict Litigation	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge Judgment
<input type="checkbox"/> 2b. Removed from State Court AND at least one party is pro se.						

(PLACE AN X IN ONE BOX ONLY)

<input type="checkbox"/> 1 U.S. PLAINTIFF	<input type="checkbox"/> 2 U.S. DEFENDANT	<input checked="" type="checkbox"/> 3 FEDERAL QUESTION (U.S. NOT A PARTY)	<input type="checkbox"/> 4 DIVERSITY
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IF DIVERSITY, INDICATE CITIZENSHIP BELOW.
(28 USC 1322, 1441)

CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	<input type="checkbox"/> PTF <input checked="" type="checkbox"/> DEF [] 1 [] 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	<input type="checkbox"/> PTF <input checked="" type="checkbox"/> DEF [] 3 [] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	<input type="checkbox"/> PTF <input checked="" type="checkbox"/> DEF [] 5 [] 5
CITIZEN OF ANOTHER STATE	<input type="checkbox"/> PTF <input checked="" type="checkbox"/> DEF [] 2 [] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	<input type="checkbox"/> PTF <input checked="" type="checkbox"/> DEF [] 4 [] 4	FOREIGN NATION	<input type="checkbox"/> PTF <input checked="" type="checkbox"/> DEF [] 6 [] 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Appellant:

Mel Enterprises Ltd.
c/o George Kikizas, Vionos 1,
10443 Athens
Greece

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Appellee:

Irving H. Picard, as Trustee for the Liquidation of Bernard L. Madoff Investment Securities LLC
Baker & Hostetler, LLP
45 Rockefeller Plaza
New York, New York 10111
New York County

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

Check one: THIS ACTION SHOULD BE ASSIGNED TO: WHITE PLAINS MANHATTAN
(DO NOT check either box if this a PRISONER PETITION.)

DATE 7/12/2011 SIGNATURE OF ATTORNEY OF RECORD

ADMITTED TO PRACTICE IN THIS DISTRICT

RECEIPT # 187161

[] NO
[] YES (DATE ADMITTED Mo. 04 Yr. 1980)
Attorney Bar Code #SJ 9386

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)